

For LDs 302 and 357

APPROVED	CHAPTER
MARCH 17, 2021	1
BY GOVERNOR	PUBLIC LAW

STATE OF MAINE

IN THE YEAR OF OUR LORD  
TWO THOUSAND TWENTY-ONE

H.P. 155 - L.D. 220

**An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2021**

Law  
in effect  
now

**Emergency preamble.** Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas,** the 90-day period may not terminate until after the beginning of the next fiscal year; and

**Whereas,** certain obligations and expenses incident to the operation of state departments and institutions will become due and payable immediately; and

**Whereas,** in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

**Be it enacted by the People of the State of Maine as follows:**

**PART A**

**Sec. A-1. Appropriations and allocations.** The following appropriations and allocations are made.

**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF  
Accident - Sickness - Health Insurance 0455**

Initiative: Reduces funding by freezing one vacant part-time Accountant I position. This initiative relates to the curtailments ordered in Financial Order 001152 F1.

GENERAL FUND	2020-21	2021-22	2022-23
Personal Services	(\$16,893)	\$0	\$0
<b>GENERAL FUND TOTAL</b>	<b>(\$16,893)</b>	<b>\$0</b>	<b>\$0</b>

**Administration - Human Resources 0038**

imposed by chapter 575 or 577, income taxes imposed by Part 8 and any other tax imposed by this Title for which a specific statutory refund provision exists.

**Sec. M-12. 36 MRSA §191, sub-§2, ¶RR**, as corrected by RR 2011, c. 1, §51, is repealed.

**Sec. M-13. Transfer from the Waste Motor Oil Revenue Fund to the Uncontrolled Sites Fund.** Notwithstanding any provision of the Maine Revised Statutes, Title 10, section 1020 to the contrary, as soon as practicable after the effective date of this Part, the Finance Authority of Maine shall transfer to the Uncontrolled Sites Fund established under Title 38, section 1364, subsection 6 all amounts remaining in the Waste Motor Oil Revenue Fund after payment of the authority's fund administration expenses to the effective date of this Part.

**Sec. M-14. Segregation of funds transferred to the Uncontrolled Sites Fund.** The Department of Environmental Protection shall establish within the Uncontrolled Sites Fund a segregated subsidiary account. The department shall deposit into the subsidiary account 50% of the amount transferred pursuant to section 13 of this Part and, in accordance with its authority under the Maine Revised Statutes, Title 38, chapter 13-B, may expend funds from that subsidiary account only for the purpose of abating, cleaning up or mitigating the threats or hazards posed or potentially posed by perfluoroalkyl and polyfluoroalkyl substances contamination in the State.

**PART N**

**Sec. N-1. 22 MRSA §3762, sub-§8, ¶B**, as amended by PL 2015, c. 267, Pt. RRRR, §3, is further amended to read:

B. The department shall provide limited transitional transportation benefits to meet employment-related costs to ASPIRE-TANF program participants who lose eligibility for TANF assistance due to employment and to employed families with children with income less than 200% of the federal poverty level. The department may also make transitional transportation benefits available to families in which one or both adults are working and who, although they remain financially eligible for TANF benefits, request that their benefits be terminated. Benefits may be provided for up to 18 months following loss of TANF eligibility. The department may adopt rules that impose a weekly limit on available transitional transportation benefits and that require a contribution from each participant toward the cost of transportation. For the purposes of employed families whose household income is less than 200% of the federal poverty level and who do not qualify based on the loss of TANF eligibility due to earnings or are a 2-parent household who request termination of TANF benefits when at least one adult is working, the department may use up to \$1,400,000 annually from the federal TANF block grant for expenditures under this program.

**PART O**

**Sec. O-1. 22 MRSA §3769-F**, as enacted by PL 2017, c. 284, Pt. NNNNNNN, §12, is repealed.

**PART P**

**Sec. P-1. Carrying balances; Department of Health and Human Services, Food Supplement Administration program.** Notwithstanding any provision of law

*Supplemental Budget section repealing Working Cars for Working Families*

subsection. Rules adopted pursuant to this subparagraph are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

**Sec. NNNNNNN-11. 22 MRSA §3769-C, sub-§1,** as amended by PL 2001, c. 439, Pt. CC, §1 and PL 2003, c. 689, Pt. B, §6, is further amended to read:

**I. Amount of assistance.** It is the goal of this section to provide low-income families with children sufficient income to meet their most basic needs. If the commissioner determines that unexpended funds are available within the Department of Health and Human Services state or federal ASPIRE or TANF accounts, the commissioner may, by rule, use those funds to increase the maximum levels of assistance in the TANF Program program.

A. Beginning October 1, 2001, the department shall use unexpended funds in the TANF program to increase the maximum amount of TANF assistance by an amount equal to 5% of the maximum payments that were in effect on January 1, 2001, and shall increase the standard of need to maintain the same differential between the maximum payment and the standard of need that was in effect on January 1, 2001. Initial applicants for assistance may not become eligible for assistance as a result of any increase in the standard of need required by this paragraph.

B. Beginning with the 2004-2005 fiscal biennium, the commissioner must continue the 5% benefit increase provided for in paragraph A in the department's current services budget request for the TANF block grant.

C. Beginning October 1, 2017, the department shall increase the maximum amount of monthly TANF assistance by an amount equal to 20% of the maximum payments that were in effect on January 1, 2017 and shall increase the standard of need to maintain the same differential between the maximum payment and the standard of need that was in effect on January 1, 2017.

D. Beginning October 1, 2018 and for each year thereafter, the department shall increase the maximum amount of monthly TANF assistance by an amount equal to the increase, if any, in the cost of living and shall increase the standard of need to maintain the same differential between the maximum payment and the standard of need that was in effect on January 1, 2017. The increase in the cost of living for each year must equal the percentage increase, if any, in the federal supplemental security income program for that year.

**Sec. NNNNNNN-12. 22 MRSA §§3769-E and 3769-F** are enacted to read:

**§3769-E. Temporary Assistance for Needy Families block grant; increased heating assistance**

In fiscal year 2017-18 and annually thereafter, the Department of Health and Human Services shall provide \$3,000,000 in funds provided under the Temporary Assistance for Needy Families block grant to the Maine State Housing Authority to provide heating assistance for low-income families with children.

Funds provided under this section must be used to supplement funds available under the Low-Income Home Energy Assistance Program administered by the federal Department of Health and Human Services and must be made available to families with children at or below 170% of the federal poverty level that qualify for that program under rules established by the Maine State Housing Authority.

The Maine State Housing Authority may retain what the department determines to be a reasonable administrative fee from the Temporary Assistance for Needy Families block grant for the cost of administering the heating assistance available under this section.

**§3769-F. Working Cars for Working Families Program**

There is established within the department the Working Cars for Working Families Program in order to help families receiving TANF benefits or benefits under the Parents as Scholars Program and families that are financially eligible for alternative aid under section 3763, subsection 8 to obtain or retain sustainable employment by providing them with access to reliable, affordable transportation. In fiscal year 2017-18, the department shall adopt rules establishing program eligibility, participation and administration requirements. From fiscal year 2018-19 to fiscal year 2021-22, the department shall use \$6,000,000 in funds provided under the TANF block grant and accrued prior to fiscal year 2017-18 to fund the program.

This section is repealed July 1, 2022.

**Sec. NNNNNNN-13. 22 MRSA §3785, sub-§2,** as amended by PL 1993, c. 385, §18, is repealed.

**Sec. NNNNNNN-14. 22 MRSA §3785, sub-§8,** as amended by PL 2017, c. 256, §2, is further amended to read:

**8. Crisis or special circumstance.** A crisis, special circumstance or other reason that the department determines to be good cause that causes an individual to be absent from or discontinue a department activity about which the department has been advised, including lack of transportation or child care necessary for participation when the individual does not have reasonable access to that service and the department cannot offer a reasonable alternative to enable the individual to participate. If an individual has access to transportation that is reasonable under the circum-

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